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From: John Hoefer [mailto:jhoefer@willoughbyhoefer.com]
Sent: Wednesday, June 13, 2012 12:22 PM
To: Butler, David
Cc: Edwards, Nanette; Duke McCall
Subject: United Utility Companies, Inc. Settlement Hearing

Dr. Butler:

In preparation for the above-referenced hearing tomorrow, UUC realized that the rates it had put into effect under bond were actually the settlement rates, and not the slightly higher rates that would have been permitted under the bond that the Commission approved. Accordingly, there would be no refund to customers required if the settlement is approved by the Commission.

This error will require a revision to Steve Lubertozi's pre-filed testimony. Attached you will find what we plan to say on that point and a copy of Steve's pre-filed testimony for your reference. We apologize for the error in the pre-filed testimony.

We wanted the Commission to be aware that this correction would be made on the stand in advance in case there would be any questions in that regard from Commissioners. Let me know if you have any questions or comments.

Thank you.

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IN RE: Application of United Utility Companies, Inc.

Docket No. 2009-479-WS

Corrections, additions and deletions to the pre-filed testimony of Steven M. Lubertozi, CPA

Strike the answer beginning on line 19 of page 6 and ending on line 3 of page 7 and insert the following:

“No. The company placed rates into effect under bond on January 12, 2002, as permitted under Commission Order Number 2010-543 in this docket. However, instead of placing into effect the full amount of rates which were allowed by the Company’s bond, the Company only placed into effect rates generating additional annual revenue of \$150,263, which is the annual revenue amount contemplated in the Settlement Agreement. Thus, if the Settlement Agreement is approved, customers will have been charged rates under bond which are the same as those in an approved Settlement Agreement and no refund would be in order.”